



TOWN OF DISCOVERY BAY

A COMMUNITY SERVICES DISTRICT



President – Robert Leete • Vice-President – Kevin Graves • Director – Bill Mayer • Director – Bill Pease • Director – Chris Steele

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE TOWN OF DISCOVERY BAY

Wednesday April 5, 2017

REGULAR MEETING 7:00 P.M.

Community Center

1601 Discovery Bay Boulevard, Discovery Bay, California

Website address: www.todb.ca.gov

REGULAR MEETING 7:00 P.M.

A. ROLL CALL AND PLEDGE OF ALLEGIANCE

1. Call business meeting to order 7:00 p.m. – By President Leete
2. Pledge of Allegiance – Led by Vice-President Graves
3. Roll Call – All present

B. PUBLIC COMMENTS (Individual Public Comments will be limited to a 3-minute time limit)

Public Comments Regarding:

- Speeding continues on Discovery Bay Boulevard and Discovery Point.
- The 12 lots across from Timber Point School are unsightly.

C. CONSENT CALENDAR

All matters listed under the CONSENT CALENDAR are considered by the District to be routine and will be enacted by one motion.

1. Approval of DRAFT minutes of regular meeting for March 15, 2017.
2. Approve Register of District Invoices.
3. Direction to HERWIT Engineering to prepare the 2017-2018 Annual Assessment Report for the Ravenswood Improvement District, Discovery Bay Landscape & Lighting Zone #9 by Resolution No. 2017-06.
4. Approval of Draft Annual Water Quality Report/Consumer Confidence Report - Reporting year 2016.
5. Approval of Resolution 2017-08 to rescind Resolution 2016-21 which supported legislative action to facilitate reallocation of property tax revenues.

Motion by: Director Pease to approve the Consent Calendar.

Second by: Vice-President Graves

Vote: Motion Carried – AYES: 5, NOES: 0

D. AREA AGENCIES REPORTS / PRESENTATION

1. Supervisor Diane Burgis, District III Report - Alicia Nuchols Field Representative provided an update related to the Water Fix Town Hall meeting, the Vasco Road double fine zone, and the P6 meeting on April 12, 2017.
2. Sheriff's Office Report - Resident Deputy Ingersoll - Provided a law enforcement update for the month of March.
3. Marine Patrol Report - Lieutenant Beltran provided an updated related to the Contra Costa County waterways.

The board requested a report from the Marine Patrol be added to the Sheriff report, along with an update related to crime and safety on a monthly basis.

4. CHP Report – Officer Thomas provided an update for the month of March.

5. Contra Costa County Public Works: Discovery Bay Area of Benefit Update
Contra Costa County Public Works Supervisor Halle provided a background of the details provided on March 12, 2015 along with current details related to the Discovery Bay Area of Benefit. There was discussion regarding the presentation related to the fees associated with the projects. The Board requested that a workshop be scheduled on the Area of Benefit projects.

E. LIAISON REPORTS

F. BUSINESS AND ACTION ITEMS

1. Open the public hearing on Resolution No. 2017-07 to form a Groundwater Sustainability Agency (“GSA”) and discussion and possible action regarding a Memorandum of Understanding (MOU) with other East Contra Costa County Water Agencies, close the public hearing and consider adopting Resolution No. 2017-07.

General Manager Davies – Provided the details related to the Groundwater Sustainability Agency (“GSA”).

President Leete – Opened the Public Hearing for the Groundwater Sustainability Agency.

No Public Comment

President Leete – Closed the Public Hearing for the Groundwater Sustainability Agency.

There was discussion related to the participation of the Groundwater Sustainability Agency (GSA), Contra Costa service areas overlap with other agencies, along with a great opportunity to maintain control of the groundwater by becoming a Groundwater Sustainability Agency.

Motion by: Director Pease to adopt a Resolution approving the formation of a GSA and authorizing the General Manager to execute a Memorandum of Understanding (MOU) with the City of Antioch, Byron-Bethany Irrigation District, Contra Costa Water District, Contra Costa County, Diablo Water District, East Contra Costa Irrigation District, and City of Brentwood that will facilitate the creation of the local GSAs and would adopt and implement a Groundwater Sustainability Plan (“GSP”).

Second by: Vice-President Graves

Vote: Motion Carried – AYES: 5, NOES: 0

2. Discussion and possible action related to the replacement of the Roberta Fuss Tot Lot Play Structure.

Parks and Landscape Manager Miller – Provided the details and a presentation related to the Roberta Fuss Tot Lot Play Structure. There was discussion regarding the Roberta Fuss Tot Lot Play Structure related to the timeline, and structure design.

Motion by: Director Pease to approve and award a contract to Ross Recreation in the amount of \$29,995.70 to replace the Play Structure at the Roberta Fuss Tot Lot.

Second by: Director Mayer

Vote: Motion Carried – AYES: 5, NOES: 0

3. Discussion and possible action regarding an “opt out” alternative to the installation of a smart meter.

General Manager Davies – Provided the details regarding an “opt out” alternative to the installation of a smart meter.

Motion by: Vice-President Graves to not offer a “opt out” at this point and time.

Second by: Director Mayer

Vote: Motion Carried – AYES: 5, NOES: 0

4. Discussion and possible action regarding letter to Senator Glazer concerning East Contra Costa Fire Protection District funding.

General Manager Davies – Provided the details regarding the letter to Senator Glazer concerning East Contra Costa Fire Protection District funding.

The board concurred authorizing the proposed letter presented.

Motion by: Director Steele to authorize Board President to sign a letter, on behalf of the Board, to Senator Glazer concerning ECCFPD funding and encouraging legislators to amend vote requirements for special taxes for essential lifesaving emergency services.

Second by: Vice-President Graves

Vote: Motion Carried – AYES: 5, NOES: 0

5. Discussion and possible action related to District Board member Regional Representation.

General Manager Davies – Provided the details regarding the District Board member regional representation. There was discussion regarding board member regional participation and representation from the Town of Discovery Bay.

Motion by: President Leete to maintain the current Regional Assignments, appoint Director and Alternate to the Regional Committees as necessary at the next board meeting, compensation would be for Board directed attendance by a majority vote sending a representative to advocate on behalf of the Town of Discovery Bay.

Second by: Director Pease

The discussion continued regarding the regional representation.

Vote: Motion Carried – AYES: 3 – President Leete, Director Mayer, Director Pease; NOES: 2 – Vice-President Graves, Director Steele

Legal Counsel Attebery – Clause added to the Bylaws if there is a meeting and there is a need to have permanent representation, that a director would receive a stipend for that meeting.

The item will come back to the next board meeting of April 19, 2017 to have the wording revised on the Bylaws and revise the Regional Listing to reflect the director appointments and by a majority vote of the board to have a stipend for a Regional Committee attendance.

G. MANAGER'S REPORT

1. Verbal update Special Projects/PG&E - Parks/Landscaping.
Parks and Landscape Manager Miller – Provided an update related to the permit process with the County, Regatta Park tree replacement with the County, Slifer Park update, Ravenswood Park vandalism. There was discussion related to the County permit process, and the parks.

Water and Wastewater Manager Koehne – Provided an update on the Water Meter Project related to the rusting of the galvanized bushings.

H. INFORMATIONAL ITEMS ONLY

None

I. DIRECTORS' REPORTS

1. Standing Committee Reports
Director Steele provided an update regarding the Communications Committee meeting related to the website changes along with the digital sign plans.
Director Mayer provided other details related to the website and the email blast feature along with Facebook updates.
President Leete provided an update related to the Code Enforcement meeting.
2. Other Reportable Items

J. GENERAL MANAGER'S REPORT

General Manager Davies – Provided an update regarding the Special District Risk Management Association related to the Workers' Comp discount off of the premium.

K. CORRESPONDENCE RECEIVED

None

L. FUTURE AGENDA ITEMS

None

The regular meeting adjourned at 8:50 p.m. to the Closed Session.

M. OPEN SESSION DISCLOSURE OF CLOSED SESSION AGENDA

(Government Code Section 54957.7)

Legal Counsel Attebery – The Board is now adjourning into closed session regarding item N-1.

N. CLOSED SESSION:

1. Conference with Legal Counsel—Anticipated Litigation pursuant to Government Code Section 54956.9(b) - (Two Potential Cases).

O. RETURN TO OPEN SESSION; REPORT ON CLOSED SESSION

(Government Code Section 54957.1)

Legal Counsel Attebery – Reporting from Closed Session on item N-1 and there is no reportable action.

P. ADJOURNMENT

1. The meeting adjourned at 9:12 p.m. to the next regular meeting of April 19, 2017 beginning at 7:00 p.m. at the Community Center located at 1601 Discovery Bay Boulevard.

//cmc – 04-13-17

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